

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION

**JAMES STUDENSKY, CHAPTER 7
TRUSTEE,
Plaintiff,**

v.

**PEGGY S. BORGFELD, et al.,
Defendants.**

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6:21-CV-00028-DTG

NOTICE OF APPEAL

Plaintiff James Studensky, Trustee (“Trustee”), the duly appointed and acting Chapter 7 trustee in the above-captioned case, appeals to the United States Court of Appeals for the Fifth Circuit from the Judgment, Dkt. 174, and the orders denying Plaintiff’s motions for new trial, Dkt. 191 (Order Denying Plaintiff’s Motion for New Trial under Rules 59(a) and 60(b)); Dkt. 192 (Order Denying Plaintiff’s Supplemental Motion for New Trial). This notice of appeal is filed within 30 days of Defendants’ withdrawal of their Rule 59(e) motion, Dkt. 177. *See* Dkt. 193 (Defendant’s withdrawal of Rule 59(e) Motion).

Dated: December 3, 2024

/s/ Jennifer F. Wertz

JACKSON WALKER LLP

Jennifer F. Wertz (TX Bar No. 24072822)
Joshua A. Romero (TX Bar No. 24046754)
Michael C. Roberts (TX Bar No. 24082153)
100 Congress Avenue, Suite 1100
Austin, TX 78701
Telephone: (512) 236-2000
Facsimile: (512) 236-2002
Email: jwertz@jw.com
Email: jromero@jw.com
Email: mroberts@jw.com

*Attorneys for James Studensky, Chapter 7
Trustee*

/s/ Matthew Powers

**GRAVES, DOUGHERTY, HEARON &
MOODY, P.C.**

Matthew C. Powers (TX Bar No. 24046650)
Marianne W. Nitsch (TX Bar No. 24098182)
Brian T. Cumings (TX Bar No. 24082882)
401 Congress Avenue, Suite 2700
Austin, TX 78701
Telephone: (512) 480-5626
Facsimile: (512) 536-9926
Email: bcumings@gdhm.com
Email: mpowers@gdhm.com
Email: mnitsch@gdhm.com

*Attorneys for James Studensky, Chapter 7
Trustee*

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2024, the foregoing document was filed with the Clerk of the Court using the CM/ECF system, which will electronically mail notification of the filing to all counsel of record who are registered ECF users as authorized by Fed. R. Civ. P. 5(b)(2).

/s/ Jennifer F. Wertz

Jennifer F. Wertz